



ADMINISTRATIVE OFFICES

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City of Cloquet Proclamation and Declaration of Emergency

As the Mayor of the City of the City of Cloquet find as follows:

- a. Cases of COVID-19, including all variants, are currently rising to levels unsafe for public gatherings and meetings in person.
- b. Medical facilities are at or near capacity and experiencing staffing shortages.
- c. Current positive cases are rising to levels that negatively affect residents, businesses, schools, and health care systems.
- d. Minnesota Statutes, section 13D.021 authorizes cities to meet by telephone or interactive technology if it is determined that meeting in person is not practical or prudent because of a health pandemic or an emergency declared under Minnesota Statutes, chapter 12.
- e. I have the consulted with the City's legal counsel and City Administrator regarding the current situation.

Based on the above findings, I determine as follows:

1. Effective January 19, 2022 a local state of emergency is declared
2. Due to the current pandemic and state of emergency, complying with the provisions of Minnesota Statutes, Chapter 13D, would threaten the health safety and welfare of City officials, City staff, and the public.
3. Due to the current pandemic, it is not practical or prudent for the City Council or City boards and commissions to conduct in-person meetings.
4. It is not feasible for one member of the city council, one member of City Commissions, the city's chief administrative officer, the city's chief legal counsel, or members of the public to be present at the regular meeting location.
5. Until further notice, all meetings of City Commissions governed by Minnesota Statute, Section 13D shall be conducted by telephone or interactive technology.
6. All meetings of City Commissions shall comply with the requirements of Minnesota Statute, section 13D.021.
7. The following face covering regulation is effective immediately:

Face Covering Requirement - Purpose

(a) Face coverings are a simple barrier to help prevent respiratory droplets from traveling into the air and onto other people when the person wearing the face covering coughs, sneezes, talks, or raises their voice. This is called source control.

(b) Respiratory droplets spread the virus that causes COVID-19 and recent evidence from clinical and laboratory studies show face coverings reduce the spray of droplets when worn over the nose and mouth.

(c) COVID-19 spreads mainly among people who are in close contact with one another (within about 6 feet), so the use of face coverings is particularly important in settings where people are close to each other or where social distancing is difficult to maintain.

(d) Social distancing is difficult to maintain while indoors at business establishments.

Definitions.

For the purposes of this Section, the following words and phrases shall mean:

(a) A Space of Public Accommodation means a business, or an educational, refreshment, entertainment, or recreation facility, or public transportation, or an institution of any kind, whether licensed or not, whose goods, services, facilities, privileges, advantages, or accommodations are extended, offered, sold, or otherwise made available to the public. Examples include retail stores, rental establishments, public transportation, facilities, and bus shelters, government buildings, places of worship, and service establishments as well as educational institutions, recreational facilities, and service centers.

(b) Face Covering means wearing a face mask, face shield, N95 respirator, neck gaiter, or fitted piece of material that:

- (1) Covers the mouth and nose;
- (2) Fits snugly against the side of the face; and
- (3) Is secured on the face.

Face Covering Required Indoors.

(a) A Space of Public Accommodation Shall Require Face Coverings Indoors. It shall be unlawful for a Space of Public Accommodation to allow a person to enter or remain indoors their Space of Public Accommodation without wearing a Face Covering.

(b) Face Covering Required Indoors a Space of Public Accommodation. It shall be unlawful for a person to enter or remain indoors a Space of Public Accommodation without wearing a Face Covering.

(c) Required Notices. Spaces of Public Accommodation shall post notice of this Face Covering requirement in conspicuous locations inside and outside entrances to their Space of Public Accommodation.

(d) Exceptions. Sections (a)-(c) shall not apply to:

- (1) Persons under the age of five years old;
- (2) Persons unable to wear Face Coverings for medical reasons;
- (3) Persons in a private room of a multi-tenant residence, such as an apartment building, or lodging establishment, such as a hotel, motel, or vacation rental. Face Coverings must be worn in all indoor common areas of said establishments;
- (4) Business patrons who are actively eating and/or drinking provided that all individuals wear a Face Covering when walking to or from their seat and while standing in or walking through public areas such as lobbies and restrooms;
- (5) Business owners, managers, and employees who are in an area of a business establishment that is not open to customers, patrons, or the public, provided that six feet of distance exist between persons;
- (6) Education and child care facilities with written plans in compliance with state guidelines;
- (7) Fitness facilities with written plans in compliance with state guidelines;

(8) In settings where it is not feasible to wear a Face Covering, including when obtaining or rendering goods or services such as the receipt of medical or dental services, swimming, or while actively participating in organized athletic competitions or practices; and

(9) Police officers, fire fighters and other first responders when not practical or engaged in a public safety matter.

Violations- Penalties

(a) Violations of this Section 4.10 by Spaces of Public Accommodation are punishable by one or more of the following:

- (1) Issuance of warning letter(s);
- (2) Fines not to exceed those set in accordance with Section 7.1.02 of this Code and a fine as provided in Section 15.1 of this Code for first and second offenses; and/or
- (3) Misdemeanor criminal prosecution pursuant to Minnesota Statutes Section 12.45.

(b) Violations of this Section 4.10 by persons are punishable by one or more of the following:

- (1) Civil trespass from the Space of Public Accommodation;
- (2) Fines not to exceed those set in accordance with Section 7.1.02 of this Code and a fine as provided in Section 15.1 of this Code for first and second offenses; and/or
- (3) Criminal prosecution, if applicable, for criminal trespass in violation of Minnesota Statutes Section 609.605.

Duration and Severability

This Proclamation and Declaration shall terminate **February 18, 2022**

Dated: 1/19/22



Roger Maki
Mayor
City of Cloquet